PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Allan AHO et al.

ATTN: Refund Section

Accounting Division

Office of Finance

Serial Number: 09/446,630

Filed: December 23, 1999

For: NOVEL PLASTIC BASED COMPOSITE AND ITS USE

## REQUEST FOR REFUND PURSUANT TO 37 CFR 1.28(a)

Assistant Commissioner for Patents Washington, D.C. 20231

February 23, 2000

Sir:

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The Patent and Trademark Office is requested to refund an amount of \$485.00 to the undersigned by check payable to Lydon & Brown, LLP. The facts supporting this Request are set forth below:

## FACTS

- 1. This application is a U.S. National Stage application filed December 23, 1999.
- 2. This application was filed without either the Inventors' Declaration, an Assignment or a Small Entity Declaration.
- 3. The "Large Entity" filing fee of \$970.00 was paid with the application. A copy of the application Transmittal letter, our check no. 1122 and a PTO acknowledgement postcard bearing a date stamp of December 23, 1999 is attached as Exhibit A.
- 4. The Inventors' Declarations, Assignments and Small Entity Declarations executed by the assignees are being filed herewith,

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together with the \$65.00 "small entity" surcharge for late filing of the Inventors' Declarations. Copies of these documents are attached as Exhibit B.

## ACTION REQUESTED

The assignee has complied with the requirements for establishing Small Entity status of this application. This Request is being timely made within two months of the "large entity" payment. Accordingly, it is requested that \$485.00 be refunded in the form of a check payable to Lydon & Brown, LLP, and addressed as follows:

James C. Lydon
Lydon & Brown, LLP
100 Daingerfield Road
Suite 100
Alexandria, VA 22314

The Patent Office is requested to telephone the undersigned if there are any questions concerning this Request.

Respectfully submitted,

LYDON & BROWN, L.L.P.

James C. Lydon Reg No. 30 082

Atty. Docket No.: <u>TUR-087</u> 100 Daingerfield Road, Suite 100

Alexandria, Virginia 22314

Tel: (703) 838-0445

Enclosures:

Exhibits A and B